



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: S. WANG *et al.*

Application No.: 10/000,297

Filed: December 4, 2001

For: A POLYMER AND NERVE GUIDE
CONDUITS FORMED THEREOF

Group Art Unit: 3731

Examiner: Paul A. ROBERTS

Attorney Docket No.: 11042-003

DECLARATION OF KAM LEONG UNDER 37 U.S.C. § 1.132

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

JAN 13 2004

Sir:

TECHNOLOGY CENTER R3700

I, Kam Leong, hereby declare that:

1. I am a citizen of the United States, and reside at 10242 Breconshire Road, Ellicott City, Maryland 21042.
2. I have reviewed and understand the above-captioned application, the currently pending claims thereof, and the Office Action and references cited therein by the Examiner. Among these cited prior art references are published U.S. Application No. 2002/0155092 to Leong *et al.* ("the '092 publication") and U.S. Patent No. 6,485,737 to Mao *et al.* ("Mao"), on each of which I am listed as an inventor. The '092 publication was cited as prior art under 35 U.S.C. § 102(e) against the above-captioned application, and both the '092 publication and Mao were cited as prior art under 35 U.S.C. § 103(a) against the above-captioned application, U.S. Application No. 10/000,297.
3. To the best of my knowledge, any substantive matter claimed in the above-captioned application, which was also described but not claimed in the '092 publication and/or in Mao, and specifically relating to the disclosure in the '092 publication and/or in Mao of phosphorus-containing polymers, was conceived by and derived from me, Kam Leong, a co-inventor on both cited prior art references and on U.S. Application No. 10/000,297.
4. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated this 23 th day of December, 2003.

Kam W. Leong
Kam W. Leong